

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : David A. Lambertson  
Group Art Unit : 1636  
Applicant : Karen B. Chapman  
Application No. : 09/736,268 Confirmation No. : 8120  
Filed : December 15, 2000  
For : Cytoplasmic Transfer to De-Differentiate Recipient Cells

Palo Alto, California 94301  
May 7, 2008

Mail Stop Petition  
Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)

Sir:

A Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences was timely filed in the above-identified application on October 23, 2003. No Appeal Brief was subsequently filed, however, and the application therefore became

abandoned on December 24, 2003, one day after the two-month deadline following receipt by the Patent and Trademark Office of the Notice of Appeal.

Applicant hereby petitions for revival of the subject application in order to extend the abandonment date. Applicant submits concurrently herewith a Petition For Extension Of Time Under 37 C.F.R. § 1.136(a) and the fee required under 37 C.F.R. § 1.17(a)(4), to extend the time for filing an Appeal Brief for four months, up to and including April 23, 2004. Granting of this Petition For Revival and the Petition For Extension Of Time will ensure copendency of the subject application and a continuation application, U.S. Patent Application No. 10/831,599, that was filed on April 23, 2004, and that claims the benefit of priority of the subject application.

Applicant submits that the above-described extension of time, together with the April 23, 2004 continuation application, represent the reply required pursuant to 37 C.F.R. § 1.137(b)(1). See MPEP § 711.03(c)(II)(A)(2)(c). In accordance with 37 C.F.R. § 1.137(b)(2), this Petition is accompanied by the petition fee set forth in 37 C.F.R. § 1.17(m). Applicant hereby states that the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. § 1.137(b) was unintentional. Since this application was filed on or after June 8, 1995, it is applicant's understanding that no terminal disclaimer is required.

All fees required in connection with this Petition are believed to have been paid. However, should it be determined that any additional fee is due, the Director is hereby

authorized to charge the additional fee to Deposit Account No. 06-1075, Order No. 103080-P01-014.

Respectfully submitted,

/David A. Roise/

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David A. Roise (Reg. No. 47,904)  
Attorney for Applicant  
ROPES & GRAY LLP  
Customer No. 1473  
1211 Avenue of the Americas  
New York, New York 10036-8704  
Tel.: (650) 617-4000  
Fax: (212) 596-9090